IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 2ND AUGUST 2007 / 11TH SRAVANA 1929

Crl.Rev.Pet.No. 2911 of 2007()

CRA.448/2005 of SPL.COURT SPE/CBI-II & IV ADDL.SESSIONS COURT, ERNAKULAM

CC.6/1998 of JUDL.MAGISTRATE OF FIRST CLASS, PERUMBAVOOR

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REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED:

TOMY, AGED 44 YEARS,
S/O. DEVASSYKUTTY, THALIAN HOUSE, KANJOOR P.O.,
NEAR KOZHIKADAN JUNCTION.

BY ADV. SRI.P.B.ASOKAN

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE:

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1. LAZAR, AGED 41 YEARS,
S/O. VARIATH, MULACKAMBILLY HOUSE,
SREEMOOLANAGARAM P.O.

2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR
SRI.C.R.PRAMOD

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 02/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Crl. R.P. No. 2911 OF 2007

Dated this the 2nd day of August, 2007

O R D E R

The revision petitioner, who was the accused in C.C.No.6/1998 on the file of the JFCM, Perumbavoor for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the trial court for the said offence.

2. Pending this revision, the parties have settled the matter and have filed Crl.M.A.No.8462/2007 under section 147 of the Act for recording the composition entered into by them. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. The composition is recorded and it will have the effect of an acquittal within the meaning of section 320(8) Cr.P.C. Money, if any, paid by the revision petitioner pursuant to orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This revision petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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